

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE LUIS SANDOVAL and,
MARTHA TAPIA,

Defendants.

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8:16CR163

ORDER

This matter is before the court on the motion for an extension of time by defendant Jose Luis Sandoval (Sandoval) (Filing No. 49). Sandoval seeks an additional sixty days in which to file pretrial motions in accordance with the progression order. Sandoval has filed an affidavit wherein he consents to the motion and acknowledges he understands the additional time may be excludable time for the purposes of the Speedy Trial Act (Filing No. 49-1). Sandoval's counsel represents that government's counsel has no objection to the motion. Upon consideration, the motion will be granted, and **the pretrial motion deadline will be extended as to all defendants.**

IT IS ORDERED:

Defendant Sandoval's motion for an extension of time (Filing No. 49) is granted. **All defendants** are given until **on or before October 14, 2016**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendants in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., **the time between August 11, 2016, and October 14, 2016**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendants counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 11th day of August, 2016.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge